

Practitioner's Docket No. : BT143

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Application No.: 10/077,922

Group No.: 2872

Confirmation No: 6499

Filed: February 19, 2002

Examiner:

For: An Electromagnetic Interference Immune Tissue Invasive System

Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
WITHIN THREE MONTHS OF FILING OR
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. section 1.97(b))

IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

1) The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. section 1.97(b).

or

2) The Information Disclosure Statement submitted herewith contains information that was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement. 37 C.F.R. section 1.97 (e) (1).

Date:

6/27/02

Duane C. Basch

Registration No. 34.545

Greenwald & Basch LLP

Suite 2490

349 West Commercial Street

East Rochester, NY 14445

US

585-387-0280

Customer No. 27157

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. section 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING



deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date:

6/27/02

FACSIMILE



transmitted by facsimile to the Patent and Trademark Office.

Signature

[Signature]

Duane C. Basch

(type or print name of person certifying)

2872
BET
9.5.02
#6/ID3

TECHNOLOGY CENTER R3700

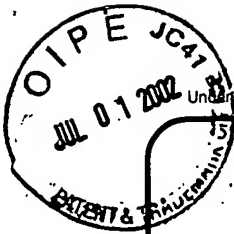
SEP 03 2002

RECEIVED

TC 2800 MAIL ROOM

JUL -8 2002

RECEIVED



Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application	10/077,922	
	Filing Date	02/19/2002	
	First Named	Jeffrey L. Helfer	
	Group Art Unit	2872	
	Examiner Name		
Total Number of Pages in This Submission		Attorney Docket Number	BTI-18

RECEIVED
SEP 03 2002
TECHNOLOGY CENTER R3700

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Certificate of Mailing Transmittal Form Transmittal of Information Disclosure Statement Information Disclosure Statement Cited References Return Postcard
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

RECEIVED
JUL - 8 2002
MAIL ROOM

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Greenwald & Basch LLP Duane C. Basch
Signature	
Date	6/27/02

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: 6/27/02	
Typed or printed name	Duane C. Basch
Signature	
Date	6/27/02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/08A (10-01)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/077.922
Filing Date	02/19/2002
First Named Inventor	Jeffrey L. Helfer
Art Unit	2872
Examiner Name	
Attorney Docket Number	BTJ-18

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. 1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code 2 (if known)			
	1	US-3,669,095	06/13/1972	Kobayashi et al.	
	2	US-3,718,142	02/27/1973	Mulier	
	3	US-3,825,015	07/23/1974	Berkovits	
	4	US-4,071,032	01/31/1978	Schulman	
	5	US-4,325,382	04/20/1982	Miodownik	
	6	US-4,686,964	08/18/1987	Yukoni et al.	
	7	US-4,719,159	01/12/1988	Clark et al.	
	8	US-5,240,004	08/31/1993	Walinsky et al.	
	9	US-5,267,564	12/07/1993	Barcel et al.	
	10	US-5,354,220	10/11/1994	Ganguly et al.	
	11	US-5,438,987	08/08/1995	Thacker et al.	
	12	US-5,454,837	10/03/1995	Lindgren et al.	
	13	US-5,523,534	06/04/1996	Meister et al.	
	14	US-5,569,158	10/29/1996	Suzuki et al.	
	15	US-5,603,697	02/18/1997	Grundy et al.	
	16	US-5,683,435	11/04/1997	Truex et al.	
	17	US-5,697,958	12/16/1997	Paul et al.	
	18	US-5,709,225	01/20/1998	Budgifvars et al.	
	19	US-5,749,910	05/12/1998	Brumwell et al.	
	20	US-5,752,977	05/19/1998	Grevious et al.	

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, DC 20231.



Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known

(use as many sheets as necessary)

Sheet	3	of	3
-------	---	----	---

Application Number	10/077.922
Filing Date	02/19/2002
First Named Inventor	Jeffrey L. Helfer
Art Unit	2872
Examiner Name	
Attorney Docket Number	BTJ-18

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	21	US-5,766,227	06/16/1998	Nappholz et al.	
	22	US-5,817,130	10/06/1998	Cox et al.	
	23	US-5,868,664	02/09/1999	Speier et al.	
	24	US-5,895,980	04/20/1999	Thompson	
	25	US-5,916,162	06/29/1999	Snelten et al.	
	26	US-5,985,129	11/16/1999	Gough et al.	
	27	US-6,036,639	03/14/2000	Allred, III et al.	
	28	US-6,056,415	05/02/2000	Allred, III et al.	
	29	US-6,076,003	06/13/2000	Rogel	
	30	US-6,134,478	10/17/2000	Spehr	
	31	US-6,173,203 B1	01/09/2001	Barkley et al.	
	32	US-6,198,972 B1	03/06/2001	Hartlaub et al.	
	33	US-6,198,968 B1	03/06/2001	Prutchi et al.	
	34	US-6,216,041 B1	04/10/2001	Tierney et al.	
	35	US-6,230,060 B1	05/08/2001	Mawhinney	
	36	US-6,240,317 B1	05/29/2001	Villaseca et al.	
		US-			
		US-			
		US-			
		US-			

[illegible]Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, DC 20231.



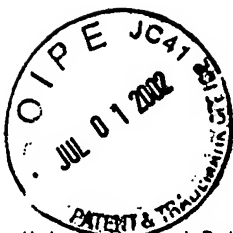
INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet 3 of 3

Application Number	10/077.922
Filing Date	02/19/2002
First Named Inventor	Jeffrey L. Helfer
Group Art Unit	2872
Examiner Name	
Attorney Docket Number	BTI-18

[illegible]Date
Considered

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, DC 20231.

**Certificate of Mailing under 37 CFR 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

**Assistant Commissioner for Patents
Washington, D.C. 20231**

on 6/27/02
Date

Signature

Duane C. Basch, # 34,545

Typed or printed name of person of signing Certificate

TECHNOLOGY CENTER R3700

SEP 03 2002

RECEIVED

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

The following papers listed below are submitted:

Information Disclosure Statement
Transmittal Form
Transmittal of Information Disclosure Statement
Certificate of Mailing
Copy of cited reference (s)
Return Postcard